

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

**IN RE: ETHICON, INC. PELVIC REPAIR  
SYSTEM PRODUCTS LIABILITY LITIGATION**

**MDL NO. 2327**

---

THIS DOCUMENT RELATES TO THE CASE(S)  
LISTED ON THE EXHIBIT ATTACHED HERETO:

---

**JOINT MOTION TO DISMISS COVIDIEN ENTITIES WITH PREJUDICE**

Plaintiffs in the cases listed on the attached Exhibit A and Defendants Sofradim Production SAS,<sup>1</sup> Tissue Science Laboratories Limited,<sup>2</sup> and Covidien LP<sup>3</sup> (collectively the “Covidien entities”) and C. R. Bard, Inc., to the extent they are named as Defendants, advise the Court that they have compromised and settled all claims between them in these actions, including all counterclaims, cross-claims and third party claims.

Accordingly, Plaintiffs and the Covidien entities and C.R. Bard, Inc. jointly move the court to dismiss the Covidien entities and C. R. Bard, Inc. (where named) with prejudice in the cases

---

<sup>1</sup> Sofradim Production SAS includes any incorrect or incomplete spellings of this Defendant, including Sofradim Corporation, Sofradim Corp., Sofradim Production, and Sofradim Production, SAS.

<sup>2</sup> Tissue Science Laboratories Limited includes any incorrect or incomplete spellings of this Defendant, including Tissue Sciences Laboratories, Tissue Science Laboratories Ltd., Tissue Science Laboratories, Inc., Tissue Science Laboratories, Limited and Tissue Science Laboratories, Ltd.

<sup>3</sup> Covidien LP includes any incorrect or incomplete spellings of this Defendant, as well as any improperly named affiliates of this defendant, including Covidien Holding, Inc., Covidien Inc., Covidien Incorporated, Covidien International Finance, SA, Covidien LLC, Covidien Ltd., Covidien Trevoux, SCS, Covidien plc, Covidien, Inc., Covidien, LLC, and Covidien, PLC, Tyco Healthcare Group LP, TYCO Healthcare, Tyco Healthcare Group, L.P., Tyco International Ltd, United States Surgical Corporation, United States Surgical Corp., Floreane Medical Implants SA, Floreane Medical Implants, SA, Mareane, SA, Mareane SA, Medtronic PLC, International Technology, Inc., Medtronic MiniMed, Inc., Medtronic Puerto Rico Operations Co., Medtronic Sofamor Danek USA, Inc., Medtronic Sofamor Danek, Inc., Medtronic Sofamor Danek, USA, Inc., Medtronic USA, Inc., Medtronic, Inc. and Medtronic, Inc.

listed on the attached Exhibit A, with each party to bear its own costs.

The settlements in the cases listed on Exhibit A relate only to the “Covidien” entities and C. R. Bard, Inc. Because other Defendant(s) remain in the cases listed on Exhibit A, the case(s) should remain open and Plaintiffs will continue to prosecute their claims against any remaining defendants.

Respectfully submitted this 9<sup>th</sup> day of March, 2017.

By: /s/ Henry G. Garrard, III  
Henry G. Garrard, III  
[hgg@bbgbalaw.com](mailto:hgg@bbgbalaw.com)  
*Counsel for Plaintiffs listed on Exhibit A*

BLASINGAME BURCH GARRARD & ASHLEY P.C.  
P. O. Box 832  
Athens, GA 30603  
Phone: 706.354.4000  
Fax: 706.549.3545

s/ Devin K. Ross  
Devin K. Ross  
[dkross@shb.com](mailto:dkross@shb.com);  
Deborah A. Moeller  
[dmoeller@shb.com](mailto:dmoeller@shb.com)  
*Counsel for Covidien Entities*

SHOOK HARDY BACON L.L.P.  
2555 Grand Boulevard  
Kansas City, MO 64108  
Phone: 816.474.6550  
Fax: 816.421.5547  
/s/ Richard B. North, Jr.

Richard B. North, Jr.  
[richard.north@nelsonmullins.com](mailto:richard.north@nelsonmullins.com);  
Melissa Foster Bird  
[melissa.fosterbird@nelsonmullins.com](mailto:melissa.fosterbird@nelsonmullins.com)  
*Counsel for C. R. Bard, Inc.*

NELSON MULLINS RILEY & SCARBOROUGH L.L.P.  
P.O. BOX 1856  
Huntington, WV 25719-1856  
Phone: 304.526.3500  
Fax: 304.526.3599

**EXHIBIT A – BLASINGAME BURCH GARRARD & ASHLEY, PC**

<b>CIVIL ACTION NUMBER</b> (listed numerically in ascending order)	<b>CASE NAME</b>
2:14-cv-11571	Alice Sissom v. Ethicon, Inc., et al.

**CERTIFICATE OF SERVICE**

I hereby certify that on March 9, 2017, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the CM/ECF participants registered to receive service in this MDL.

By: /s/ Henry G. Garrard, III  
*Henry G. Garrard, III*  
[hgg@bbgbalaw.com](mailto:hgg@bbgbalaw.com)  
Georgia Bar No. 286300  
Attorney for Plaintiffs on Exhibit A

BLASINGAME BURCH GARRARD & ASHLEY, PC  
P.O. Box 832  
Athens, GA 30603  
(706) 354-4000  
(706) 549-3545 (fax)